

**feder law office, p.a.**  
 2930 e. camelback road, suite 160  
 phoenix, arizona 85016  
 (602) 257-0135  
[bf@federlawpa.com](mailto:bf@federlawpa.com)  
[fl@federlawpa.com](mailto:fl@federlawpa.com)  
 Bruce Feder - State Bar No. 004832  
 Attorney for Defendant, Scott Spear

UNITED STATES DISTRICT COURT  
 DISTRICT OF ARIZONA

United States of America,	)	NO. CR18-00422 PHX SPL-003
	)	
Plaintiff,	)	<b>DEFENDANT SCOTT SPEAR'S REPLY</b>
	)	<b>TO UNITED STATES' RESPONSE [466]</b>
vs.	)	<b>TO DEFENDANTS' JOINT MOTION</b>
	)	<b>FOR DESIGNATION OF 39</b>
Scott Spear.	)	<b>DOCUMENTS SUBJECT TO THIS</b>
	)	<b>COURT'S DESTRUCTION ORDER TO</b>
Defendant.	)	<b>BE PRESERVED AS PART OF THE <i>IN</i></b>
	)	<b>CAMERA RECORD IN THIS</b>
	)	<b>PROSECUTION [453]</b>
	)	
	)	
	)	

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The Defendant, Scott Spear, by and through his undersigned attorney, Bruce Feder of Feder Law Office, P.A., hereby replies to the United States' Response [466] to Defendants' Joint Motion for Designation of 39 Documents Subject To This Court's Destruction Order To Be Preserved As Part of the *In Camera* Record in This Prosecution [453]. Defendants' Joint Motion stated that "Defendants are in the process of destroying the 39 documents." [Doc 453, P. 2]. **Undersigned counsel's email to the government dated February 7<sup>th</sup>, 2019, [Doc 466-1/Exhibit D] was sufficient notice to the government of Mr. Spear's compliance with the Court's order to destroy the documents.**

Mr. Spear hereby provides notice to this Court that the documents have been destroyed. However, as it is constitutional error for the government to withhold Brady materials from the

1 Defendants, the destroyed documents must be preserved as part of the record for later review in this  
2 case or appellate review, if necessary, since they clearly contain a large amount of Brady material.

3 RESPECTFULLY SUBMITTED this 22<sup>nd</sup> day of February, 2019.

4 **FEDER LAW OFFICE, P.A.**

5  
6 /s/ Bruce Feder  
7 Attorney for Defendant, Scott Spear

8 **CERTIFICATE OF SERVICE**

9  
10 I hereby certify that on the 22<sup>nd</sup> day of February, 2019, I electronically transmitted the  
11 foregoing to the Clerk of the Court via the CM/ECF system for filing and transmittal of a Notice  
of Electronic Filing to the following CM/ECF registrants:

12 **Kevin Rapp:** [Kevin.Rapp@usdoj.gov](mailto:Kevin.Rapp@usdoj.gov)  
13 **Andrew Stone:** [Andrew.Stone@usdoj.gov](mailto:Andrew.Stone@usdoj.gov)  
14 **Margaret Perlmeter:** [Margaret.Permeter@usdoj.gov](mailto:Margaret.Permeter@usdoj.gov)  
15 **John Kucera:** [John.Kucera@usdoj.gov](mailto:John.Kucera@usdoj.gov)  
16 **Reginald Jones:** [Reginald.Jones@usdoj.gov](mailto:Reginald.Jones@usdoj.gov)  
**Peter S. Kozinets:** [Peter.Kozinets@usdoj.gov](mailto:Peter.Kozinets@usdoj.gov)  
*Attorneys for the United States*

17 **Anne Chapman:** [anne@mscclaw.com](mailto:anne@mscclaw.com)  
18 **Lee Stein:** [lee@mscclaw.com](mailto:lee@mscclaw.com)  
19 **Paul Cambria:** [pcambira@lglaw.com](mailto:pcambira@lglaw.com)  
20 **James Grant:** [jimgrant@dwt.com](mailto:jimgrant@dwt.com)  
21 **Erin McCampbell:** [emccampbell@lglaw.com](mailto:emccampbell@lglaw.com)  
22 **Robert Corn-Revere:** [bobcornrevere@dwt.com](mailto:bobcornrevere@dwt.com)  
23 **Ronald London:** [ronnielondon@dwt.com](mailto:ronnielondon@dwt.com)  
24 **Janey Henze Cook:** [janey@henzecookenmurphy.com](mailto:janey@henzecookenmurphy.com)  
25 **John Littrell:** [jlittrell@bmkattorneys.com](mailto:jlittrell@bmkattorneys.com)  
26 **Kenneth Miller:** [kmiller@bmkattorneys.com](mailto:kmiller@bmkattorneys.com)  
**Whitney Bernstein:** [wbernstein@bmkattorneys.com](mailto:wbernstein@bmkattorneys.com)  
**Michael Piccarreta:** [mlp@pd-law.com](mailto:mlp@pd-law.com)  
**Stephen M. Weiss:** [sweiss@karpweiss.com](mailto:sweiss@karpweiss.com)  
**Michael Kimerer:** [mdk@kimerer.com](mailto:mdk@kimerer.com)  
**Rhonda Neff:** [rneff@kimerer.com](mailto:rneff@kimerer.com)  
**Tom Bienert:** [tbienert@bmkattorneys.com](mailto:tbienert@bmkattorneys.com)  
**Gary Lincenberg:** [gsl@birdmarella.com](mailto:gsl@birdmarella.com)

1 **Ariel Neuman:** [aneuman@birdmarella.com](mailto:aneuman@birdmarella.com)

2 **KC Maxwell:** [kcm@kcmxlaw.com](mailto:kcm@kcmxlaw.com)

3 **David Wakukawa:** [dsw@kcmxlaw.com](mailto:dsw@kcmxlaw.com)

4 **Seetha Ramachandran:** [Seetha.Ramachandran@srz.com](mailto:Seetha.Ramachandran@srz.com)

5 *Attorneys for the Defense*

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By: /s/ A. Jones